

**U.S. Environmental Protection Agency, Region 6**  
**Enforcement Actions Issued in the State of Louisiana for the 1st Quarter of Fiscal Year 1998**  
**(October 1997 -December 1997)**

#	State	Statute	Facility Name	Date Issued	Type of Action <sup>1</sup>	Penalty Amount <sup>2</sup>
1	LA	RCRA	BARNETT MARINE SERVICES	12/30/97	A.P.O.	\$28,800 (P)
2	LA	CWA 404	BATON ROUGE, CITY OF	10/30/97	A.P.O.	\$11,500 (P)
3	LA	CWA 301	BREAUX BRIDGE, CITY OF	10/03/97	A.O.	
4	LA	RCRA	BUCK KREIHS COMPANY, INCORPORATED	12/23/97	A.P.O.	\$8,000 (P)
5	LA	CWA 404	CHOICE PROPERTIES	10/17/97	A.P.O.	\$20,000 (P)
6	LA	CWA 301	CROWLEY, CITY OF	12/30/97	A.O.	
7	LA	CWA 301	DELHI, CITY OF	12/16/97	A.O.	
8	LA	CAA 112 CWA 301	DUPONT DOW ELASTOMERS	12/18/97	A.P.O.	\$113,500 (P)
9	LA	RCRA	HALLAR ENTERPRISES, INC.	12/31/97	A.P.O.	\$160,462 (P)
10	LA	RCRA	HUNTING OILFIELD SERVICES INTERNATIONAL - PETROLUBE	12/30/97	A.P.O.	\$25,000 (P)
11	LA	RCRA	K & B MACHINE WORKS, INC.	12/30/97	A.P.O.	\$52,300 (P)
12	LA	CWA 301	LAKE CHARLES, CITY OF	10/22/97	A.O.	
13	LA	CWA 301	LAKE CHARLES, CITY OF	10/22/97	A.O.	
14	LA	CWA 301 RCRA	M-I DRILLING FLUIDS L.L.C., A DELAWARE LIMITED	12/31/97	A.O.	
15	LA	CERCLA 106	MARCO OF IOTA SUPERFUND SITE	10/22/97	A.O.	
16	LA	RCRA	MARIAH CORPORATION	12/19/97	A.P.O.	\$7,500 (P)
17	LA	CWA 301	NESTE RESINS CORPORATION, AN OREGON CORPORATION	12/30/97	A.O.	
18	LA	CWA 301	NEW IBERIA, CITY OF	11/28/97	A.O.	
19	LA	CWA 301	NEW IBERIA, CITY OF	11/28/97	A.O.	
20	LA	RCRA	NICOLAUS PAPER, INC.	12/30/97	A.P.O.	\$9,800 (P)
21	LA	RCRA	OCEAN TECHNICAL SERVICES, INC.	12/23/97	A.P.O.	\$8,600 (P)
22	LA	CWA 301	PORT ALLEN, CITY OF	10/22/97	A.O.	
23	LA	RCRA	SERVICE MARINE INDUSTRIES	12/30/97	A.P.O.	\$19,250 (P)
24	LA	CWA 301	ST. MARTINVILLE, TOWN OF	10/20/97	A.O.	
25	LA	CWA 301	ST. MARTINVILLE, TOWN OF	11/25/97	A.O.	
26	LA	CWA 301	TICKFAW, TOWN OF	12/16/97	A.O.	

1. AO = Administrative Order requiring compliance with environmental regulations, APO = Administrative Penalty Order requiring compliance with environmental regulations and assessing a penalty, AUDPOL = Audit Policy, CJ = Civil Judicial Case referred to the Department of Justice. 2. P = Proposed

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27	LA	CWA 301	THIBODAUX, CITY OF	10/22/97	A.O.	
28	LA	CWA 301	UNIROYAL CHEMICAL COMPANY, INC.	11/28/97	A.O.	
29	LA	CWA 301	US LIQUIDS	12/22/97	A.O.	

## Narrative Summary

- 1. BARNETT MARINE SERVICES:** A Complaint, Compliance Order, and Notice of Opportunity for Hearing was filed against Barnett Marine Service, Inc., of Belle Chasse, Louisiana on December 30, 1997. A Compliance Evaluation Inspection was conducted December 20, 1996 which resulted in four RCRA counts against Barnett, i.e., failure to meet storage requirements, failure to make a hazardous waste determination, and failure to submit a notification of hazardous waste activity. The proposed penalty is \$28,800.00.
- 2. BATON ROUGE, CITY OF:** A Complaint was filed against the City of Baton Rouge (respondent) on October 23, 1997. The complaint alleged violations of Section 404 of the Clean Water Act involving discharge of fill material into approximately 5 acres of wetlands for the construction of roads near Cortana Mall and Jones Creek. A penalty of \$11,500 was proposed.
- 3. BREAUX BRIDGE, CITY OF:** (NPDES Permit No. LA0033014) EPA issued Administrative Order Docket No. 98-0005 on October 23, 1997. The order cited the city for violations of permit effluent limitations for Biochemical Oxygen Demand, Total Suspended Solids, pH, and Dissolved Oxygen which occurred between January 1995 and June 1997. The Order provides interim effluent limitations for these pollutants consistent with those proposed by the Louisiana Department of Environmental Quality in a recent draft permit. Modification of effluent limits has been determined to be consistent with the assimilative capacity of the wetland into which the discharge is made. Some modification of discharge structures and practices will be required to ensure continued protection of the wetland.
- 4. BUCK KREIHS COMPANY, INC.:** A Administrative Penalty Order against Buck Kreihs Company, Incorporated (Respondent). The Complaint alleged RCRA violations stemming from Respondent's failure to meet permit exemption, retain copies of manifest for three (3) years, and make hazardous waste determination. A penalty of \$8,000 is proposed. The violations were observed during the review of a 3007 Request for Information.
- 5. CHOICE PROPERTIES:** A Complaint was filed against Choice Properties (respondent) on October 17, 1997. The complaint alleged violations of Section 404 of the Clean Water Act involving discharge of fill material into several wetland areas associated with street construction for a subdivision. A penalty of \$20,000 was proposed.
- 6. CROWLEY, CITY OF:** (NPDES Permit No. LA0041254) EPA issued Administrative Order Docket No. 98-1023 on December 30, 1997, to the Permittee for its failure to meet its permitted effluent limitations for ammonia-nitrogen. The AO requires submittal of a corrective action plan and also requires the Permittee to show cause why EPA should not take further action. The Permittee discharges treated domestic and commercial sewage from the City of Crowley, LA.
- 8. DUPONT DOW ELASTOMERS:** On December 18, 1997, an APO was filed. The company will pay a civil penalty of \$113,500 in settlement of CWA (\$105,000) and CAA (\$8,500) violations found during a multi-media inspection conducted by EPA in June 1997. The company agreed in principle to pay the civil penalty and a CACO is expected in the near future.
- 9. HALLAR ENTERPRISES, INC.:** On December 31, 1997, a Complaint was filed against Hallar Enterprises, Inc. (Respondent). The Complaint alleged RCRA violations including failure to notify of hazardous waste activity, disposal of hazardous waste into an injection well without a RCRA permit, storage of hazardous waste in waste water treatment tanks without a permit, storage of hazardous waste in a roll-off box without a permit, and failure to make an adequate hazardous waste determination. A penalty of \$160,462 is proposed.
- 10. HUNTING OILFIELD SERVICES INTERNATIONAL - PETROLUBE:** An administrative Penalty Order was filed against Hunting Oilfield Services International-Petro Lube Division (Respondent). The Complaint alleged RCRA violations stemming from Respondent's failure to meet conditions of "storage permit" exemptions. The violations were observed during the review of 3007 Request for Information and Compliance Evaluation Inspection. A penalty of \$25,000 is proposed.
- 11. K&B MACHINE WORKS, INC.:** An Administrative Penalty Order was filed against K&B Machine Works, Inc. (Respondent). The Complaint alleged RCRA violations stemming from Respondent's failure to meet conditions of "storage permit"

exemptions, notify of hazardous waste activity, make hazardous waste determination, comply with reporting requirements, manifest off-site hazardous waste shipments, and label used oil containers. The violations were observed during the review of 3007 Request for Information and Compliance Evaluation Inspection. A penalty of \$52,300 is proposed.

**12. LAKE CHARLES, CITY OF:** (NPDES Permit No. LA0036358) EPA issued Administrative Order Docket No. 98-0002 on October 22, 1997, for effluent violations. The permittee violated effluent limitations for total residual chlorine, fecal coliform, total suspended solids, and five day biochemical oxygen demand. The order covers violations from January 1996 to August 1997.

**13. LAKE CHARLES, CITY OF:** (NPDES Permit No. LA0036340) EPA issued Administrative Order Docket No. 98-0001 on October 22, 1997, for effluent violations. The permittee violated effluent limitations for fecal coliform and total suspended solids. The order covers violations from November 1996 to July 1997.

**14. M-I DRILLING FLUIDS, L.L.C.:** A Complaint Order, and Notice of Opportunity for Hearing was filed against MI Drilling Fluids, Port of Fourchon, LA on December 31, 1997. Inspection discovered "bad product" storage area. Chemical products in 55 to 5 gal containers and pallets of bagged mud products that had been returned for various reasons were being stored in an open area on the ground. There was release of chromium and a characteristic corrosive waste into the environment. A proposed RCRA penalty amount of \$18,445 was issued.

**16. MARIAH CORPORATION:** A Complaint, Compliance Order, and Notice of Opportunity for Hearing and Consent Agreement and Consent Order was filed against Mariah for violations of the Resource Conservation & Recovery Act. The Orders were filed December 22, 1997. One violation for exceeding permit exemption of having more than 6000kg of HW on site at any time determined that violation of 270.1 operating w/o a permit. A penalty of \$7,500 is proposed.

**17. NESTE RESINS CORPORATION:** (NPDES Permit No. LA0007501) EPA issued Administrative Order Docket No. 98-1024 on 12/30/97 to Neste Resins. The permittee has been experiencing sporadic episodes of Zinc violations since November 1995. A previous Order was issued to address these violations in June of 1996, and the Zinc violations ceased from October 1996 - January 1997. For the past year, the permittee has reported Copper violations along with recurring Zinc violations. The noncompliance reports indicate that the causes of the violations are unknown. The Show Cause Order was issued to address these violations.

**18. NEW IBERIA, CITY OF:** (NPDES Permit No. LA0044008) EPA issued Administrative Order Docket No. 98-1010 on November 28, 1997. The Show Cause Order was issued for failure to comply with the required construction schedule deadline of previous Administrative Order Docket No. 96-1203, resulting in continued effluent violations. Compliance with permit effluent limitations should have been attained by January 1, 1997.

**19. NEW IBERIA, CITY OF:** (NPDES Permit No. LA0065251) EPA issued Administrative Order Docket No. 98-1017 on November 28, 1997. The Show Cause Order was issued for deficiencies noted in a recent Compliance Evaluation Inspection and for failure to comply with construction schedules required by previous Administrative Orders, resulting in continued effluent violations, bypasses and overflows. Compliance with permit conditions should have been attained by January 31, 1996.

**20. NICOLAUS PAPER, INC.:** An Administrative Penalty Order was filed against Nicolaus Paper, Inc. (Respondent). The Complaint alleged RCRA violations stemming from Respondent's failure to meet conditions of "storage permit" exemptions and label used oil containers. The violations were observed during the review of 3007 Request for Information and Compliance Evaluation Inspection. A penalty of \$9,800 is proposed.

**21. OCEAN TECHNICAL SERVICES, INC.:** An Administrative Penalty Order was filed against Ocean Technical Services, Inc. for violations of the Resource Conservation & Recovery Act. The facility was generating and storing hazardous waste but failed to comply with several of the documentation and storage requirements necessary to operate without a permit. The Complaint alleges that the facility was operating without a permit and proposes a civil penalty of \$8,600.

**22. PORT ALLEN, CITY OF:** (NPDES Permit No. LA0020541) EPA issued Administrative Order Docket No. 97-0142 on October 22, 1997, to the City of Port Allen Wastewater Treatment Plant for failure to comply with a compliance schedule. The

Order required the City to complete all construction activities and come into compliance with all applicable discharge limitations no later than December 1, 1998.

**23. SERVICE MARINE INDUSTRIES:** An Administrative Penalty Order was filed against Service Marine with a proposed penalty of \$19,250 for violations associated with the operation of its shipyard. The violations were discovered during a compliance evaluation inspection performed at the facility in March 1997. The violations were for general generator requirements of the Resource Conservation Recovery Act. The facility was storing hazardous waste for less than 90 days without meeting the permit exemption requirements. The facility had containers which were not labeled and dated and containers which were open. The Louisiana Department of Environmental Quality regulations require all containers to be in secondary containment. The facility did not have all of its containers in containment.

**25. ST. MARTINVILLE, TOWN OF :** (NPDES Permit No. LA0040941) EPA issued Administrative Order 98-1202 on 11/25/97 to the Town of St. Martinville which addresses violations of its permitted effluent limitations. The AO will place St. Martinville on a schedule to complete improvements and achieve sustained compliance by February 1, 1998. The Town treats and discharges domestic and commercial sewage from its sewage treatment facility under NPDES permit LA0040941.

**27. THIBODAUX, CITY OF :** (NPDES Permit No. LA0032948) EPA issued Administrative Order Docket No. 98-0004 on October 22, 1997, for effluent violations, and inadequate quality assurance and quality control. The permittee violated effluent limitations for total residual chlorine, fecal coliform, total suspended solids, and five day biochemical oxygen demand. The Order covers violations from December 1995 to April 1997.

**28. UNIROYAL CHEMICAL CO.:** NPDES Permit No. LA0000752 ) EPA issued Administrative Order Docket No. 98-0023 on 11/28/97 to address the Permittee's failure to meet an interim schedule date for installing improvements necessary to meet its permitted limitations. The Permittee is behind the permitted schedule because it had sought an alternative solution through EPA's XL program. The Permittee owns and operates a synthetic rubber and chemical manufacturing facility near Geismar, LA.

**29. US LIQUIDS:** (NPDES Permit No. LA0068420) EPA issued Administrative Order 98-1100 on 12/22/97 requesting information from US Liquids of LA, L.P., an oil field fluids treatment and disposal facility, located on Highway 24, near Grand Bois, Louisiana. The Order requires that the facility must report to EPA, any discharges of wastes to waters of the State, which are not permitted under the Clean Water Act.